

Exhibit C

DeLoach, Juanita

From: DeLoach, Juanita
Sent: Friday, January 31, 2014 1:22 PM
To: lewis@colvinhudnell.com
Cc: Nelson, Mark C.; DeLoach, Juanita
Subject: [RPost/Citi/Intuit] Draft copies of Agreed Motion to Withdraw/Stay and Proposed Order
Attachments: [RPost] Agreed Mot. to Withdraw Various Motions and Stay Proceedings(81805755_1).DOCX; [RPost] Agreed Mot. to Withdraw Various Motions and to Stay - Proposed Order(81809751_1).DOCX

Hi, Lewis.

Per our telephone conversation yesterday, I am sending you the drafts of the Agreed Motion to Withdraw Citigroup's Motion to Dismiss/Stay, Intuit's Joinder Notice, and RPost's Opposition Brief. I've include a Proposed Order.

Please review the documents and let me know if you have any edits or comments. You can redline or just send me your comments/edits.

Again, thank you for your time in advance.

Regards,

Juanita

 Juanita DeLoach
Associate

D +1 2142590907 | US Internal 50907
juanita.deloch@dentons.com
[Bio](#) | [Website](#)

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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

RPOST HOLDINGS, INC., et al.,	Civil Action No. 2:12-cv-512-MHS-RSP
Plaintiffs,	Hon. Michael Schneider
v.	
EXACT TARGET, INC., et al.	
Defendants.	Jury Trial Demanded

**AGREED MOTION TO WITHDRAW VARIOUS MOTIONS AND TO STAY
PROCEEDINGS PENDING CALIFORNIA STATE ACTION**

Defendant Citigroup Inc. agrees to withdraw without prejudice its Motion to Dismiss Plaintiffs' Second Amended Complaint or, Alternatively, to Stay Litigation Pending Determination of State Court and Bankruptcy Actions. (Dkt. No. 74.)

Defendant Intuit Payments Inc. agrees to withdraw without prejudice its Notice of Joinder in Defendant Citigroup Inc.'s Motion to Dismiss Plaintiffs' Second Amended Complaint or, Alternatively, to Stay Litigation Pending Determination of State Court and Bankruptcy Actions. (Dkt. No. 75.)

Plaintiffs RPost Holdings, Inc. and RMail Limited ("RPost") agree to withdraw without prejudice their Opposition to Defendant Citigroup Inc.'s Motion to Dismiss Plaintiffs' Second Amended Complaint, or in the Alternative Stay, Litigation Pending Determination of State Court and Bankruptcy Court Action (Dkt. No. 76.)

Plaintiff RPost and Defendants Citigroup Inc. and Intuit Payments Inc. have agreed to stay this action in light of the January 30, 2014 Order issued by Judge Gilstrap staying and administratively closing related actions. (Order to Stay and Administratively Close, *RMail Ltd. v. Amazon.com, Inc. et al.*, Case No. 2:10-cv-258-JRG, Dkt. No. 563.)

RPost and Defendants hereby agree to stay the case until December 1, 2014 in light of Judge Gilstrap's Order to Stay and Administratively Close.

Dated: January 30, 2014

Respectfully submitted,

By: /s/ Lewis E. Hudnell, III
Winston O. Huff, Attorney in Charge
State Bar No. 24068745
Deborah Jagai
State Bar No. 24048571
W. O. Huff & Associates, PLLC
302 Market Street, Suite 450
Dallas, Texas 75202
214.749.1220 (Firm)
469.206.2173 (Facsimile)
whuff@huffip.com
djagai@huffip.com

OF COUNSEL:

Lewis E. Hudnell, III
Colvin Hudnell LLP
375 Park Avenue, Suite 2607
New York, New York 10125
Tel: 212.634.6844
Fax: 347.772.3034
lewis@colvinhudnell.com

ATTORNEYS FOR PLAINTIFFS

By: /s/ Mark C. Nelson
Mark C. Nelson (Lead Counsel)
Texas Bar No. 00794361
Juanita DeLoach
Texas Bar No. 24064218
DENTONS US, LLP
2000 McKinney Avenue, Suite 1900
Dallas, Texas 75201-1957
Telephone: (214) 259-0900
Facsimile: (214) 259-0910
mark.nelson@dentons.com
juanita.deloch@dentons.com

**ATTORNEYS FOR DEFENDANT
CITIGROUP INC.**

By: /s/ Michael J. Sacksteder
Michael J. Sacksteder
CA Bar No. 191605
Lauren E. Whittemore,
CA Bar No. 255432
FENWICK & WEST LLP
555 California Street, 12th Floor
San Francisco, California 94104
Telephone: (415) 875-2300
Facsimile: (415) 281-1350
msacksteder@fenwick.com
lwhittemore@fenwick.com

Hector J. Ribera,
CA Bar No. 221511
FENWICK & WEST LLP
Silicon Valley Center
801 California Street
Mountain View, California 94041
Telephone: (650) 988-8500
Facsimile: (650) 938-5200
hribera@fenwick.com

**ATTORNEYS FOR DEFENDANT
INTUIT PAYMENTS INC.**

CERTIFICATE OF CONFERENCE

I certify that on January 30, 2014, I conferred with counsel for Plaintiffs RPost Holdings, Inc. and RMail Limited, Lewis Hudnell, III, regarding this motion. I certify that on January 30, 2014, I conferred with counsel for Defendant Intuit Payments Inc., Michael J. Sacksteder, regarding this motion. Counsel for Plaintiffs and Defendant agree to the form and substance of this motion.

/s/ Mark C. Nelson

Mark C. Nelson

CERTIFICATE OF SERVICE

I certify that on January 30, 2014, a true and correct copy of the foregoing document has been served on all counsel of record deemed to have consented to electronic service via the Court's CM/ECF system under Local Rule CV-5(a)(3).

/s/ Mark C. Nelson

Mark C. Nelson

**UNITED STATES DISTRICT COURT
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RPOST HOLDINGS, INC., et al.,

Plaintiffs,

v.

EXACT TARGET, INC., et al.,

Defendants.

Civil Action No. 2:12-cv-512-MHS-RSP

Hon. Michael Schneider

Jury Trial Demanded

**ORDER GRANTING AGREED MOTION TO WITHDRAW
VARIOUS MOTIONS AND TO STAY PROCEEDINGS**

The Court hereby GRANTS the Agreed Motion to Withdraw Various Motions and to Stay Proceedings Pending California State Action filed by Plaintiffs RPost Holdings, Inc. and RMail Limited (“Plaintiffs”) and Defendants Citigroup Inc. and Intuit Payments Inc. (“Defendants”).

IT IS ORDERED that all proceedings, including deadlines and related motions, as between Plaintiffs and Defendants are STAYED up to and including December 1, 2014.